

1 District Judge Jamal N. Whitehead  
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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

9 AGAJAN ALLABERDIYEV,  
10  
11 Plaintiff,

v.

12 ALEJANDRO MAYORKAS, *et al.*,  
13 Defendants.

No. 2:23-cv-02002-JNW

STIPULATED MOTION TO HOLD  
CASE IN ABEYANCE AND ORDER

Noted for Consideration:  
July 10, 2024.

14 Plaintiff brought this litigation pursuant to the Administrative Procedure Act and Mandamus  
15 Act seeking, *inter alia*, to compel the U.S. Citizenship and Immigration Services (“USCIS”)  
16 adjudicate his Form I-589, Application for Asylum and for Withholding of Removal. This case is  
17 currently stayed through July 10, 2024. Dkt. No. 6. The parties are currently working towards a  
18 resolution to this litigation. For good cause, the parties request that the Court hold the case in  
19 abeyance until October 21, 2024.

20 Courts have “broad discretion” to stay proceedings. *Clinton v. Jones*, 520 U.S. 681, 706  
21 (1997). “[T]he power to stay proceedings is incidental to the power inherent in every court to  
22 control the disposition of the causes on its docket with economy of time and effort for itself, for  
23

1 counsel, and for litigants.” *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936); *see also* Fed. R. Civ.  
2 P. 1.

3 With additional time, this case may be resolved without the need of further judicial  
4 intervention. At the initial interview, Plaintiff submitted additional documentation. As a result,  
5 USCIS is needing to re-interview Plaintiff on August 22, 2024. However, USCIS needs  
6 additional time to adjudicate his asylum application. Once the application is adjudicated, Plaintiffs  
7 will dismiss the case with each party to bear their own litigation costs and attorneys’ fees.  
8 Accordingly, the parties request this abeyance to allow USCIS to process the asylum application.

9 As additional time is necessary for this to occur, the parties request that the Court hold the  
10 case in abeyance until October 21, 2024. The parties will submit a joint status report on or before  
11 October 21, 2024.

12 Dated: July 10, 2024.

Respectfully submitted,

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20 Attorneys for Plaintiffs

21 ***I certify that this memorandum contains  
22 267 words, in compliance with the Local  
23 Civil Rules.***

24 s/ Zachary A. Cardin  
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## ORDER

The case is held in abeyance until October 21, 2024. The parties shall submit a joint status report on or before October 21, 2024. It is so **ORDERED**.

DATED this 11th day of July, 2024.

Jamal W  
Jamal N. Whitehead  
United States District Judge